



# WEBB COUNTY, TEXAS

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## COMMISSIONERS COURT SPECIAL MEETING

### PUBLIC NOTICE

COMMISSIONERS COURT MEETING  
WEBB COUNTY COURTHOUSE  
1000 HOUSTON STREET, 2<sup>ND</sup> FLOOR  
LAREDO, TEXAS 78040

April 14, 2004

1:00 p.m.

**LOUIS H. BRUNI**  
Webb County Judge  
(956) 523-4600

**JERRY VASQUEZ**  
Commissioner, Precinct 1  
(956) 523-4617

**JUDITH G. GUTIERREZ**  
Commissioner, Precinct 2  
(956) 523-4624

**FELIX VELASQUEZ**  
Commissioner, Precinct 3  
(956) 523-4625

**DAVID R. CORTEZ**  
Commissioner, Precinct 4  
(956) 523-4653

**MARGIE IBARRA**  
Webb County Clerk  
(956) 523-4251

**HOMERO RAMIREZ**  
Webb County Attorney  
(956) 523-4044

**LEO FLORES**  
Webb County Auditor  
(956) 523-4016

1. CALL TO ORDER BY JUDGE, LOUIS H. BRUNI
2. ROLL CALL BY MARGIE IBARRA, COUNTY CLERK
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF MINUTES FOR MARCH 22, 2004.
5. APPROVAL OF BILLS, PAYROLL AND MONTHLY REPORTS
6. COMMUNICATIONS
7. PUBLIC COMMENT- This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of three (3) minutes within which to make any/all public comments.

## **COURT TO DISCUSS AND ACT ON THE FOLLOWING:**

### **LOUIS H. BRUNI, WEBB COUNTY JUDGE**

8. Discussion and possible action to adopt a Webb County resolution to support and favor the passage of legislation, including a Constitutional Amendment, prohibiting the imposition of unfunded State mandates.
9. Status report on new south Laredo Justice of the Peace Courthouse Building Precinct # 2, Place 1 and 2.
10. Report on the extent of Webb County's obligation to maintain liability insurance with respect to the golf course, and/or the golf course's responsibilities regarding the same.
11. Discussion and possible action to direct staff to conduct appropriate studies and to engage in discussions with City of Laredo officials in an effort towards entering into an interlocal agreement with the City of Laredo for a water park. [Co-sponsored by Commissioner David R. Cortez]
12. Presentation by Images Fitness Services, L.L.C., on a corporate wellness program.

### **JUDITH G. GUTIERREZ, COMMISSIONER PRECINCT 2**

13. Discussion and possible action to approve a Resolution supporting the Texas Tropical Trail Region in their application to become the next Texas Trail Region designated by the Texas Historical Commission.

### **FELIX VELASQUEZ, COMMISSIONER PRECINCT 3**

14. Discussion and possible action to adopt by order a tax limitation ("homestead tax ceiling") on the homesteads of persons 65 years of age or older or disabled persons pursuant to Article 8, Section 1-b(h) of the Texas Constitution effective for the tax year 2004.
15. Recognition and presentation of the "Webb County Reaching for the Stars Award" to the J.B. Alexander High School Dazzlers and the United Middle School Mavericks.

## **MEDIA BREAK – FIFTEEN MINUTES COURT RECESS**

### **AUDITOR**

16. Presentation and action to accept the Audited Basic Financial Statements of Webb County for the Fiscal Year ended September 30, 2003 by Accounting Firm of Mejia & Co., Certified Public Accountants.

### **COMMUNITY ACTION AGENCY**

17. Discussion and possible action to grant the County Auditor authority to expend funds from the Weatherization Program, effective April 1, 2004, pending the receipt of all required grant documents and allocation.

### **CONSTABLE PRECINCT 4**

18. Discussion and possible action to approve the following Line Item Transfer:

From:	001-2502-6204	Fuel and Lubricants	\$2,000.00
To:	001-2502-6403	Repairs and Maint. Veh.	\$2,000.00

### **COUNTY ATTORNEY**

19. Discussion and possible action to execute Amendment Number Three (3) to original contract No. 11K1965 (Home-Delivered Meal Services) effective May 1, 2004, between the Texas Department of Human Services and Webb County which now requires Webb County to store and maintain records concerning this contract if Webb County ceases to provide Home-Delivered Meal Services, and authorizing the County Judge to sign all relevant documents. [Requested by Community Action Agency]
20. Discussion and possible action to submit a Grant application to the City of Laredo for their "Emergency Services Grant" provided by the U.S. Department of Housing and Urban Development. Any grant moneys received by Webb County will be used to target homeless prevention. [Requested by Community Action Agency]

- 21.** Discussion and possible action to accept 3 rights of way and public utility easements, out of Pueblo Nuevo Subdivision, and 3 rights of way and public utility easements out of Los Ranchitos 359 East, and 2 rights of way and public utility easements out of Laredo Ranchettes, Inc., and authorizing the County Judge to sign all relevant documents.
- 22.** Discussion and possible action to enter into individual Cooperative Working Agreements with the South Texas Development Council on Alcohol and Drug Abuse (STCADA) beginning April 12, 2004 and ending September 30, 2004, to allow STCADA to provide alcohol and drug abuse services as well as STD/HIV/HCV prevention services for referrals made by the Webb County Community Action Agency, through the Ladrillera, La Azteca, and Buenos Aires Community Centers, to STCADA during the term of the Agreements and authorizing the County Judge to sign all relevant documents.  
[Requested by Community Action Agency]
- 23.** Discussion and possible action to enter into an agreement with La Presa Mangana-Hein Community Association, Inc. to accept a ONE HUNDRED SIX THOUSAND TWO HUNDRED FIFTY DOLLAR (\$106,250.00) grant for the sole purpose of defraying 25% of Webb County's projected cost for the development of a Facility Plan with the U.S. Department of the Army for the La Presa Colonia Project, which includes the Environmental Assessment along with the design of a seven (7) mile water line that will run parallel and along Hwy. 83 from the booster station for approximately 1.5 miles to Mangana Hein road crossing Hwy. 83 via directional drilling, and parallel and along Mangana Hein road for approximately 4.5 miles to the Colonia; the design of the water lines to each of the 57 homes; the design of the septic systems for each of the homes; and the land surveys, property staking, and real estate ownership search required to plat the home sites and authorizing the County Judge to sign all relevant documents.

- 24.** Discussion and possible action to enter into a contract with the Department of the Army to develop the Facility Plan, which includes the Environmental Assessment along with the design of a seven (7) mile water line that will run parallel and along Hwy. 83 from the booster station for approximately 1.5 miles to Mangana Hein road crossing Hwy. 83 via directional drilling, and parallel and along Mangana Hein road for approximately 4.5 miles to the Colonia; the design of the water lines to each of the 57 homes; the design of the septic systems for each of the homes; and the land surveys, property staking, and real estate ownership search required to plat the home sites at a cost of ONE HUNDRED SIX THOUSAND TWO HUNDRED FIFTY DOLLARS (\$106,250.00) which is equivalent to 25% of the projected cost of the project and authorizing the County Judge to sign all relevant documents.
- 25.** Discussion and possible action to enter into a construction contract with CG Construction, Inc. for the construction of additions to the existing Rio Bravo Community Center and new community park at a cost of FOUR HUNDRED SEVENTY-SEVEN THOUSAND EIGHT HUNDRED EIGHTY-EIGHT DOLLARS AND THIRTEEN CENTS (\$477,888.13) and authorizing the County Judge to sign all relevant documents. [Account # 678-8103-8710-1 Park Development Precinct 1 Series 2001, Account # 695-6004-8710-1 Park Development Precinct 1 Series 2002 and Account # 693-6105-8601 Construction in Progress]
- 26.** Discussion and possible action to declare and/or extend a local state of disaster for all or part of Webb County as a result of severe thunder storm which occurred on April 4, 2004.
- 27.** Discussion and possible action to implement a county wide computer use policy for all county employees.
- 28.** Discussion and possible action to amend third party contract with Laredo Animal Protective Society, Inc. for care of stray animals found in areas outside the city limits of Laredo, Rio Bravo and El Cenizo, and authorizing an increase of \$17,000.00 to the existing agreement, for a total fee of \$32,000.00 for the current fiscal year, and authorizing an appropriate line item transfer.

## **DISTRICT ATTORNEY**

29. Discussion and possible action regarding title transfer of a 2002 Dodge Stratus vehicle (VIN # 1B3DL46X22N321923) to the District Attorney's Office. This vehicle is being used by the DEA Task Force Investigators attached to the District Attorney's Office.

## **ECONOMIC DEVELOPMENT**

30. Discussion and possible action to approve Change Order # 1 to the CG Construction contract (TCDP Contract # 721003 Webb County Community Action Agency Self-Help Center) by adding Nineteen Thousand Five Hundred Seventy-Eight Dollars (\$19,578.00) for the installation of new septic tank and building revisions. [Account # 504-6500-8707 Neighborhood Facilities]
31. Discussion and possible action to grant an electrical easement to AEP (American Electric Power) for the El Cenizo Recreational Building for the purpose of the installation of a transformer and to extend existing power line from the El Cenizo Community Center to the new Recreation Building. There will be no cost to the county.
32. Discussion and possible action to fill grant position – (Indigent Defense Coordinator) at a salary not to exceed \$45,000.00. There will be no cost to the county and will be funded by the Task Force on Indigent Defense Program. [Account # 019-1050-5001 Payroll]

## **FACILITIES DEPARTMENT**

33. Discussion and possible action to transfer \$500.00 from Landfill Fees Account # 001-0106-6703 to Materials and Supplies Account # 001-0106-6205.

## **HEAD START**

34. Discussion and possible action to ratify Head Start Child and Adult Care Food Program Budget Amendment for Fiscal Year 2003-2004.

## **PLANNING**

- 35.** Discussion and possible action to issue “Certifications Regarding Compliance with Plat Requirements and the Connection of Utilities” to authorize utility connections to the following properties:

Connection(s) qualifying under Section 232.029 (i):

1. Tract 54, Ranchos Penitas West Subdivision, Unit IX  
(electricity – one dwelling only).
2. Tract 291, Ranchitos Las Lomas II Subdivision  
(electricity – one dwelling only).
3. Lot 5, Block 2, Los Altos Subdivision  
(electricity – one dwelling only).

## **PURCHASING AGENT**

- 36.** Discussion and possible action to award/reject Bid # 2004-52 “Roof Repairs.” [Account # 001-0105-6032-04 Storm Damage 06/03]
- 37.** Discussion and possible action to authorize the purchasing agent to solicit request for qualifications for Risk Manager.
- 38.** Discussion and possible action to purchase one HP Color LaserJet 1500 printer from Southern Computer Warehouse, for County Court at Law # 2, at a cost of \$818.00. [Account # 682-8108-8801 Capital Outlay Series 2002, Balance \$8,635.70]
- 39.** Discussion and possible action to award/reject Bid # 2004-33 “Alterations to Webb County Justice Center” to CG Construction Inc. in the amount of \$178,658.12. [Account # 678-0117-8601 Construction in Progress]
- 40.** Discussion and possible action to solicit proposals for Housing Rehabilitation site plan designs for the CAA-Self-Help Center.
- 41.** Discussion and possible action to award/reject Bid # 2004-51 “One (1) eight passenger van for the Juvenile Justice Center to Philpott Motors Ltd. in the amount of \$17,114.00. [Capital Outlay Certificates of Obligation Series 2003]

42. Discussion and possible action to authorize the purchasing agent to retain the services of Tremco Weatherproofing Technologies in the amount of \$38,618.30 through the Texas Cooperative Purchasing Network Contract # R4494. [Account # 001-0105-6032-04 Storm Damage 06/03]
43. Discussion and possible action to purchase one color TSCE Survey Controller with GPS accessories in the amount of \$5,395.00 and one (1) two meter Range Pole in the amount \$85.95 from Mercator Inc. for the Planning Department. [Account # 606-8001-7409 Rural Addressing]
44. Discussion and possible action to approve by order and resolution the terms and conditions of an interlocal agreement between the Region IV Education Service Center, which sponsors the Texas Cooperative Purchasing Program for goods and services and designating Eloy Ramirez, Jr., Purchasing Agent, as official representative of the County of Webb relating to the program.
45. Discussion and possible action to award/reject the automotive bids to Lawrence Marshall Dealership for the following departments:

Sheriff's Department:

10 patrol vehicles	\$257,830.00
2 fifteen pass vans	\$ 45,854.00
1 half ton ext cab p/u 4wd	\$ 22,847.00
Total:	\$326,531.00
Budget:	\$350,000.00

Records Management:

1 half ton ext cab p/u	\$ 21,295.00
Budget:	\$ 28,000.00

Planning Department:

1 half ton ext cab p/u 4wd	\$ 22,287.00
Budget:	\$ 24,000.00

Facilities Department:

1 half ton p/u	\$ 15,784.00
1 half ton cargo van	\$ 16,727.00
Total:	\$ 32,511.00
Budget:	\$ 41,666.66

[Capital Outlay Certificates of Obligation Series 2003]

## **ROAD AND BRIDGE**

46. Discussion and possible action to transfer unit # 2101 from the Golf Course Department to the Road and Bridge Department/Motor Pool.

1990 Chevrolet pick-up truck 1500  
VIN # 1GDCD14H9LZ265269  
License Plate # 586-615

## **TAX ASSESSOR-COLLECTOR**

47. Discussion and possible action to approve request for refunds as recommended by the Tax Assessor Collector as follows:

Name: Schwan's Sales Enterprises, Inc.  
Reason: Clerical Error 25.25 – Inquiry Case # 2003-2248; applied depreciation as per rendition  
Total: \$1,755.73

## **EXECUTIVE SESSION**

48. Discussion and possible action regarding the property damage claim in the amount of \$187.38 of Maria Elena Gonzalez resulting from a motor vehicle accident which occurred on or about March 23, 2004 involving a Head Start employee [Account # 001-0105-9201 Claims Paid]. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
49. Discussion and possible action regarding a Status Conference with outside counsel involving Civil action No. L-02-125, Leticia Hernandez and Deanira Vasquez vs. Webb County, Texas, et al. in the United States District Court for the Southern District of Texas, Laredo Division. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
50. Discussion and possible action regarding a Status Conference with County Attorney with possible action to retain experts and hire additional counsel regarding the Ponderosa Regional Landfill. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney – pending litigation)]**

51. Discussion and possible action to authorize final payment to Francis Enterprises, Inc. for Consultation fees in connection with International Bridge Project. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
52. Discussion and possible action related to litigation threatened by the Texas Commission on Jail Standards. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
53. Adjournment.

The Webb County Commissioners Court hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

 **DISABILITY ACCESS STATEMENT** 

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

DATED THIS \_\_\_\_\_ DAY OF APRIL 2004.

By: \_\_\_\_\_

Louis H. Bruni  
County Judge

CERTIFICATION OF NOTICE AND POSTING

I, the undersigned, County Clerk, do hereby certify that the above notice of meeting of the Webb County Commissioners Court, is a true and correct copy of said notice, and that I posted a true and correct copy of said notice on the bulletin board at the Courthouse door of Webb County, Texas, at a place readily accessible to the general public at all times on the \_\_\_\_\_ day of \_\_\_\_\_, 2004 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2004

COUNTY CLERK, WEBB COUNTY, TEXAS

BY: \_\_\_\_\_